

ALABAMA BOARD OF NURSING

REGULAR BOARD MEETING

Fiscal Year 2008-2009

Suite 326, RSA Plaza

770 Washington Ave

Montgomery, Alabama

August 20, 2009

I. CALL TO ORDER

A. Roll Call

The meeting was called to order at 9:02 a.m. on August 20, 2009. The following Board members were present: Gregory Howard, LPN, Secretary; Pamela Autrey, PhD., MSN, RN; Harry Brown, Jr., MA, MBA, CFP®; Melissa Bullard, LPN; Maggie Lee Hopkins, LPN; Patricia LeCroy, MSN, RN; Rose Linsky, MSN, RN; Sylvia Nobles, MSN, CRNP; and Sharon Pugh, LPN. Genell Lee, MSN, RN, JD, Executive Officer and Leslie Vinson, Executive Secretary/Recorder were present. Staff members attending portions of the meeting were: Charlene Cotton, MSN, RN, Advanced Practice Consultant; Mary Ed Davis, MSN, RN, Voluntary Disciplinary Alternative Program; Katie Drake-Speer, MSN, RN, Continuing Education; Carolyn Morgan, MSN, RN, Practice; Cathy Boden, MSN, RN, Legal Nurse Consultant; and Alice Maples, Deputy Attorney General/General Counsel.

B. Declaration of Quorum

A quorum was declared with nine Board members present. Amy Price, MSN, RN; and Mike Harper, CRNA, JD, were not present. Debra Davis, DSN, RN, arrived at 9:04 a.m.

C. Review of Agenda

1. Additions, Modifications, Reordering
2. Adoption of Agenda

On August 20, Ms. LeCroy moved that the Board adopt the Agenda, as amended. Ms. Pugh seconded. Motion carried.

II. REPORT OF MEETING

A. NCSBN Annual Meeting, Philadelphia, PA, August 11-14, 2009

Dr. Autrey, Mr. Howard, Ms. Bullard, Ms. Hopkins and Ms. Pugh reported on their attendance at the NCSBN Annual Meeting.

Ms. Hopkins provided a written report.

Mr. Howard reported that he accepted, on Ms. Lee's behalf, an award from NCSBN for ten years of service.

III. ADVANCED PRACTICE AND PRACTICE

A. Roster of Applications

Ms. Cotton reported that the roster includes twenty-one applications for collaborative practice which meet the following criteria: 1) collaborative practice; 2) prescriptive privileges for standard formulary; 3) covering physicians; 4) no remote practice sites; 5) standard CRNP protocol with no additional duties; or 6) physician applicants who have met all ABME qualifications.

Applications for remote site practice, additional skills and/or restricted drugs will be presented to the Joint Committee in September.

Ms. Cotton provided copies of the roster of applications for the Board's review and approval.

On August 20, Ms. LeCroy moved that the Board approve the CRNP applicants for collaborative practice as listed in the published roster. Mr. Howard seconded. Motion carried.

B. Standardized Procedure: Rapid Sequence Intubation, Huntsville Hospital's Critical Care Transport

Ms. Morgan reported that Huntsville Hospital's Critical Care Transport submitted a standardized procedure application for RNs to perform Rapid Sequence Intubation (RSI) under a physician's verbal order.

Huntsville Hospital's Critical Care Transport (CCT) is a ground

critical care unit and provides a mobile intensive care unit to healthcare facilities throughout North Alabama and Southern Tennessee which refer patients to Huntsville Hospital. Care by the CCT RN begins upon arrival at the referring facility. The team is staffed with a critical care transport registered nurse, a licensed paramedic, and a licensed respiratory therapist. Immediate physician consultation is available twenty-four hours a day, seven days a week via radio or telephone with a physician in the emergency department at Huntsville Hospital.

Ms. Morgan provided copies of the standardized procedure application, proposed RSI protocol, protocol for Laryngeal Mask Airway (LMA) insertion, protocol for intubation, protocol for needle cricothyrotomy, organized program of study, evaluation tool, competence checklists, and medication summary of approved RSA protocols for the Board's information and review.

The Board reviewed and discussed the information provided.

On August 20, Mr. Howard moved that the Board approve the standardized procedure application for transport registered nurses of Huntsville Hospital's Critical Care Transport Service to perform RSI under a physician's order and require quarterly reports to include the following: 1) the number of total transports made; 2) the number of transports requiring intervention with RSA and outcome of the patient; and 3) the number of intubations, live and simulated, performed by each transport nurse. Ms. Hopkins seconded. Motion carried.

IV. NATIONAL COUNCIL LICENSURE EXAMINATIONS

A. FY 09 3rd Quarter NCLEX-PN Results

The FY 09 3rd Quarter NCLEX-PN Results were provided as information.

B. FY 09 3rd Quarter NCLEX-RN Results

The FY 09 3rd Quarter NCLEX-RN Results were provided as information.

V. EXECUTIVE OFFICER

A. FY 2010 Board Member Compensation

Ms. Lee reported that at each September meeting, the Board sets the amount of daily compensation to be received by Board members for the subsequent fiscal year.

The current Board member compensation is \$161 per day plus an additional \$161 per month for the President.

The Board discussed Board member compensation prior to the September meeting.

B. Review of Fee Schedule

Ms. Lee reported that the Board reviews the fee schedule annually at each September meeting. The transfer of \$2.5 million to the general fund from the Board of Nursing Trust Fund in FY 2010 requires an increase in some fees to offset the loss of funds.

Ms. Lee provided copies of the proposed changes, the estimated case balance report if fees are increased, the estimated revenue worksheet, and the estimated cash balance report if fees are not increased, to demonstrate how the increase in fees will be necessary to meet operational requirements at the beginning of FY 2011.

The Board discussed the proposed fee changes and requested to see the fee schedule for the surrounding states.

C. Proposed Changes in Services

Ms. Lee reported that the Governor proposed a budget passed by the legislature that will take \$2.5 million from the Board of Nursing Trust Fund in FY 2010. Equal amounts will be transferred to the General Fund at the end of each quarter. In addition to proposed fee increases, there is a need to cut services to save money so that the fee increases are not excessive.

The proposed changes include reducing Board meetings to every other month; no out-of-state travel for Board members or staff (other than NCSBN meetings); limiting in-state travel to the investigators and education program site visits; requiring all transactions to be online; postponing the development of a

marketing plan; canceling subscriptions to periodicals and membership dues, except for NCSBN; reducing staff presentations throughout the state; and leaving most vacant positions vacant.

Ms. Lee reported that the CRNP/CNM initial application should be available online by the end of the year.

Ms. Lee reported that she received approval to fill the legal nurse consultant position, two account clerk positions, and one Administrative Support Assistant I position.

The Board discussed the proposed changes in services and requested quantifying some of the savings for reducing services.

VI. FINANCE

A. FY 2011 Budget

Ms. Weaver reported that the FY 2011 budget is due in the budget office by November 1, 2009. The proposed budget is presented at the September Board meeting so that it can be submitted by the deadline without requiring a special meeting of the Board.

Ms. Weaver provided copies of the FY 2011 proposed budget assumptions, FY 2011 proposed budget worksheet, 2008 ten year expenditures, and 2008 ten year revenues for the Board's information and review.

Ms. Weaver reported that telephones that were not being used have been removed and unused data ports have been turned off.

The Board reviewed and discussed the FY 2011 proposed budget.

VII. EDUCATION

A. Nursing Education Annual Report

Ms. Drake-Speer reported that the Nursing Education Annual Report is utilized as a review for compliance with standards in the ABN Administrative Code, Chapter 610-X-3, Nursing Education Programs, and to collect workforce data. The Board reviewed the annual analysis of nursing education at the July 2009 Board meeting. After initially entering the program information, the same information is available and the school can edit and verify the

information with each annual report.

Ms. Drake-Speer provided copies of the 2009-2010 academic year nursing education annual report for the Board's review.

The Board reviewed the proposed nursing education annual report. The Board discussed not requiring the schools to complete the nursing education annual report this year and having them submit the data for their systematic plan of evaluation.

VIII. POLICY

A. ABN Administrative Code, Chapter 610-X-9, Advanced Practice Nursing

Ms. Cotton reported that the Board reviews each chapter of the ABN Administrative Code on a three year cycle. Chapter 610-X-9 was reviewed in 2006 and changes were adopted in 2007. The proposed changes are primarily editorial and for consistency with other chapters.

Ms. Cotton provided copies of the proposed changes for the Board's information and review.

The Board reviewed and discussed the proposed changes.

B. ABN Administrative Code, Chapter 610-X-1, Organization and Administration

Ms. Lee reported that the Board reviews chapters in the ABN Administrative Code every three years. Chapter 610-X-1 was last amended in April 2006. The most recent Open Meetings Act was incorporated into the Chapter at the time of the last amendments. The only amendment the Board might consider adding is the posting of the Board meeting minutes to the web site following approval. An amendment is not necessary unless the Board wants to assure that the posting of the minutes is an obligation for future Boards unless the rules are changed.

Ms. Lee provided copies of ABN Administrative Code, Chapter 610-X-1, Organization and Administration for the Board's review.

The Board reviewed and discussed Chapter 610-X-1.

On August 20, Ms. Linsky moved that the Board affirm the existing ABN Administrative Code, Chapter 610-X-1, Organization and Administration. Ms. Nobles seconded. Motion carried.

IX. OTHER

A. Circuit Court Ruling: Kenneth Parrish, 1-047476

Ms. Lee reported that the Board revoked Mr. Parrish's RN license on July 17, for a felony conviction that was less than five years old. Mr. Parrish appealed the Board's ruling to the Montgomery County Circuit Court. The Circuit Court reversed the Board's decision and adopted the recommendation of the Hearing Officer.

Ms. Lee provided copies of the Montgomery County Circuit Court Ruling for the Board's information.

The Board reviewed and discussed the Circuit Court Ruling.

On August 20, Ms. Nobles moved that the Board not appeal the Montgomery County Circuit Court Ruling. Ms. LeCroy seconded. Motion carried.

The Board discussed whether pending felony charges should prevent a licensee from being accepted into the Voluntary Disciplinary Alternative Program (VDAP). Ms. Lee reported that the VDAP rules will be reviewed this year.

X. BOARD MEETING DEBRIEFING

- Dr. Davis suggested that the Board review the rules related to emergencies and natural disasters at a future Board meeting.
- Ms. Lee reported that she has received numerous comments related to the proposed changes to ABN Administrative Code, Chapter 610-X-6, Standards of Nursing Practice. Ms. Lee will provide copies of the comments along with the proposed rules at the September Board meeting.
- Ms. Lee reported that she met with the Alabama Department of Public Health (ADPH) and the State School Nurse Consultant regarding school nurses administering vaccines. Ms. Lee reported that she will send a call for volunteers for ADPH through the Board's list serve.

XI. ADJOURNMENT

The meeting adjourned at 1:34 p.m. on August 20, 2009.

Michael D. Harper, President

Gregory Howard, Secretary

Recorder: Leslie Vinson
08/20/2009